

Docket No. 4292-0048-55



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ALAN K. SMITH, ET AL.

GAU: 1644

SERIAL NO: 09/027,671

EXAMINER: SAUNDERS, D.A.

FILED: FEBRUARY 23, 1998

CPA FILED: SEPTEMBER 27, 2001

FOR: HUMAN LINEAGE COMMITTED CELL COMPOSITION WITH ENHANCED PROLIFERATIVE POTENTIAL, BIOLOGICAL EFFECTOR FUNCTION, OR BOTH; METHODS FOR OBTAINING SAME; AND THEIR USES

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated August 18, 2004.

The items checked below are appropriate:

☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for _____ months.

☒ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.

☒ A Petition for Extension of Time for filing the Notice of Appeal is attached.

Fee: \$500.00

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check is Enclosed

☒ A credit card payment form is enclosed

☐ Charge to Deposit Account No. 15-0030 (an additional copy of this notice is enclosed herewith).

☒ Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

☒ If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

01/19/2005 JADD01 00000021 09027671

01 FC:1401

500.00 OF

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Jean-Paul Lavallee

Registration No. 31,451

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)

Daniel J. Pereira, Ph.D.
Registration No. 45,518